

several offices, or otherwise, pursuant to the provisions of the general election law.

Duty of commissioners.

SEC. 2. The commissioners hereinbefore named shall take as the basis of their action the returns heretofore made to the clerk of the board of county commissioners of the votes cast at said election: *Provided*, that if said returns cannot be obtained, said commissioners shall have power to procure further returns of said election from the judges of the several election precincts: *Provided*, the said commissioners before proceeding to canvass the said votes shall take and subscribe an oath before some person authorized to administer oaths, to faithfully and impartially discharge the duties hereinbefore assigned to them.

Provided:

SEC. 3. This act shall take effect from and after its passage, and said commissioners shall perform the duties imposed upon them by this act, within twenty days after the same becomes a law.

APPROVED January 26, 1846.

## AN ACT to submit to the inhabitants of the counties of Jefferson and Dodge the question of the division of said counties.

BE IT ENACTED by the Council and House of Representatives of the Territory of Wisconsin:

SECTION 1. That for the purpose of ascertaining the wishes of the people of the counties of Dodge and Jefferson, in regard to the division of said counties and the establishment of a new county from parts of said counties, the following proposition shall be submitted to the people of said counties to be voted on at the next annual election, to wit: "That a new county be established to be composed of townships nine, [and] ten, in ranges thirteen, fourteen, fifteen, sixteen and seventeen, in Dodge county, and

Proposition to be submitted.

townships eight, in ranges thirteen, fourteen, fifteen and sixteen in Jefferson county.

SEC. 2. At which election every white male inhabitant of the age of twenty one years and upwards who shall reside in said county sixty days before said election, shall be entitled to vote in the county in which he may reside, "for new county," or "against new county," and the result of said election shall be certified by the clerk of the board of supervisors of said counties, to the Secretary of the Territory to be by him laid before the next session of the Legislative Assembly.

Qualification  
of voters.

APPROVED February 2nd, 1846.

## AN ACT to incorporate the Rochester Cemetery Company.

BE IT ENACTED by the Council and House of Representatives of the Territory of Wisconsin:

SECTION 1. That Orrin Wright, Sath Warner, Levi Godfrey, Hiland S. Hulbum, George W. Taggart, Philo Belden, Horace Frost, George Hill, William Gates, Abial Whitman, Peter Campbell, John A. Bloomer, Solomon Blood, Henry Gady, Tyler Caldwell, George W. Gamble, and Richard E. Eld, shall be, and they are hereby declared to be a body politic and corporate to be known and designated as the Rochester Cemetery Company, to be located in the town of Rochester, Racine county; and as such corporation, are hereby declared capable of suing and being sued, answering and being answered unto, pleading and being impleaded, defending and being defended against, in all courts and places, and in all suits, actions, and cause and matters whatever.

Body politic  
who to constitute.

SEC 2. Said corporation shall have power to purchase, own and hold real estate of an amount not exceeding ten acres of ground, and shall also have power to lay off the same into lots,

Powers of corporation.